

# **Spartan Construction Services, Inc.**

P.O. Box 12627 • El Paso, Texas 79913 • (915) 585-0085 • (915) 585-9793

July 21, 2005

City of El Paso  
Attn: Roberto Bustamante  
2 Civic Center Plaza  
7<sup>th</sup> Floor-Purch. Dept.  
El Paso TX, 79901

Fax: 541-4016

**RE: Ladrillo Street & Drainage Improvements Bid #2005-205**

Dear Mr. Bustamante:

We are in receipt of your letter dated July 19<sup>th</sup>, 2005 regarding the above-mentioned project. You requested a preliminary schedule of values, but the bid items ARE the schedule of values.

If you have any questions or concerns concerning this matter, please call our office at 915-585-0085.

Sincerely,



Steve Allen  
Project Manager

# **Spartan Construction Services, Inc.**

P.O. Box 12627 • El Paso, Texas 79913 • (915) 585-0085 • (915) 585-9793

July 21, 2005

City of El Paso  
Attn: Roberto Bustamante  
2 Civic Center Plaza  
7<sup>th</sup> Floor-Purch. Dept.  
El Paso TX, 79901

Fax: 541-4016

**RE: Ladrillo Street & Drainage Improvements Bid #2005-205**

Dear Mr. Bustamante:

We are in receipt of your letter dated July 19<sup>th</sup>, 2005 regarding the above-mentioned project. We would like to acknowledge that all the bid items are bid correctly and are per plans and specifications.

If you have any questions or concerns concerning this matter, please call our office at 915-585-0085.

Sincerely,



Steve Allen  
Project Manager

# Spartan Construction Services, Inc.

P.O. Box 12627 • El Paso, Texas 79913 • (915) 585-0085 • (915) 585-9793 Fax

July 29, 2005

City of El Paso  
Attn: Mike W. Plum  
2 Civic Center Plaza  
El Paso, Texas 79901

Fax: 541-4016

Re: Sunland Park Road Improvements Bid # 2005-147, TXDOT CSI: 0924-06-214

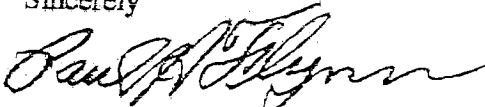
Dear Mr. Plum

This is a follow up letter to your letter dated on 7/28/05 regarding the additional Financial Statements and related information for the above-mentioned project. Please see below for the answers to your questions 1 through 4 as requested.

1. Spartan's Financial Statements for 2004 should be available from Jones & Company (CPA) within the next 7 to 10 days.
2. Mr. George Avara, Vice President of Business Banking at the State National Bank has agreed to provide Spartan Construction Services, Inc. with adequate Financing support to completely satisfy the needs of the four recently bid projects including Sunland Park Road Improvements, Bowen Street & Road Improvements, Indian Place Street & Drainage Improvements and Ladrillo Street and Drainage Improvements and all future work.
3. See the attached project listing similar jobs as requested. The Subcontractor for this project will be El Paso ARC Electric Co. and Texas Far West, Inc.
4. See the attached pages I-F-1 through 9 and I-F-a1 and I-F-a2 on the Prime and Subcontractors as requested.

If you should have any further questions regarding the above please advise.

Sincerely



Paul H. Flynn  
President



07/29/2005

12:30

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P01

# Spartan Construction Services, Inc.

P.O. Box 12627 • El Paso, Texas 79913 • (915) 585-0085 • (915) 585-5793 Fax

July 29, 2005

City of El Paso  
Attn: Jay Henson  
2 Civic Center Plaza  
El Paso, Texas 79901

Fax: 541-4016

Re: Sunland Park Road Improvements Bid # 2005-147, TXDOT CSI: 0924-06-214

Dear Ms. Henson:

This is a follow up letter to your letter dated on 7/28/05 regarding the Qualification and Financial information for the above-mentioned project. Please review the attached information as you requested.

In addition, Spartan Construction Services, Inc. is submitting a copy of our State of New Mexico License. It is my understanding that the City of El Paso does not require the same type of License.

If you should have any further questions regarding the above please advise.

Sincerely

Paul H. Flynn  
President

**QUALIFICATION AND FINANCIAL DISCLOSURE STATEMENT**

(To be provided by Bidder/Officer within five days of request by Purchasing Department)

**PROJECT:** SUNLAND PARK ROAD IMPROVEMENTS**SOLICITATION NO.** 2005-147 TXDOT CSJ: 0924-06-214**BIDDER:** Spartan Construction Services, Inc.**BUSINESS ADDRESS:** 279 Shadow Mountain #212 El Paso, Texas 79912**PHONE NUMBER:** 915 585-0085**FAX NUMBER:** 915 585-9793**I. Organization**1.1 How many years has your organization been in business as a contractor? 4 1/2 Years1.2 How many years has your organization been in business under its present business name? 4 1/2 Years1.2.1 Under what other or former names has your organization operated? N/A

1.3 If your organization is a corporation, answer the following:

1.3.1 Date of incorporation: 05/29/011.3.2 State of incorporation: Texas1.3.3 President's name: Paul H. Flynn

1.3.4 Vice-president's name(s): \_\_\_\_\_

1.3.5 Secretary's name: Veronica Sierra

1.3.6 Treasurer's name: \_\_\_\_\_

1.4 If your organization is a partnership, answer the following:

1.4.1 Date of organization: N/A1.4.2 Type of partnership: N/A  
(if applicable)1.4.3 Name(s) of general partner(s): N/A

1.5 If your organization is individually owned, answer the following:

1.5.1 Date of organization:

N/A

1.5.2 Name of owner:

N/A

1.6 If the form of your organization is other than those listed above, describe it and name the principals:

## 2. Licensing

2.1 List jurisdictions and trade categories in which your organization is legally qualified to do business, and indicate registration or license numbers, if applicable.

Texas & New Mexico - Excavation, Asphalt, Utilities, Concrete

2.2 List jurisdictions in which your organization's partnership or trade name is filed.

N/A

## 3. Experience

3.1 List the categories of work that your organization normally performs with its own forces.

Excavation, Asphalt, Utilities, Concrete

3.2 Claims and suits. (If the answer to any of the questions below is yes, please attach details.)

3.2.1 Has your organization ever failed to complete any work awarded to it?

No

3.2.2 Are there any judgments, claims, arbitration, proceedings or suits pending or outstanding against its officers?

No

3.2.3 Has your organization filed any law suits or requested arbitration with regard to construction contracts within the last five years?

No

3.3 Within the last five years, has any officer or principal of your organization ever been an officer or principal of another organization when it failed to complete a construction contract? (If the answer is yes, please attach details.)

No

3.4 On a separate sheet, list major construction projects your organization has in progress, giving the name of project, owner, phone number, architects, contract amount, percent complete, scheduled completion date, and type of work performed by your work forces. Include names and phone numbers of contact persons for each project.

3.4.1 State total worth of work in progress and under contract:

\$ 1,200,000

3.5 On a separate sheet, list the major projects your organization has completed in the past five years, giving the name of project, owner, architect, contract amount, date of completion, the type of work performed by your work forces, and percentage of the

cost of the work performed with your own forces. Include names and phone numbers of contact persons for each project.

See Attached

3.5.1 State average annual amount of construction work performed during the past five years:

See Attached

3.6 On a separate sheet, list the construction experience and present commitments of the key individuals of your organization.

Ernie Uzzell, Perdo Hernandez, Fernande Rico, Steve Allen,  
& Fernando Felix

#### 4. References

- 4.1 Trade References: Don Dukes/DW Dukes Tom/Hughes Supply  
1000 Pendale (79907) 930 Pendale (79907)  
(915) 373-4448 (915) 590-6922
- 4.2 Bank References: David Peterson-State National Bank-630 Sunland Park Dr.-El Paso, TX 79912
- 4.3 Surety:

Name of Bonding Company:

Infinity Individual Surety

Name of address of agent:

George Black

9005 S. Ada

Chicago, IL 60620

#### 5. Financing

##### 5.1 Financial Statement

5.1.1 Attach a financial statement, preferably audited, including your organization's latest balance sheet and income statement showing the following items:

- a. Cash Flow Statement Transmitted under separate cover
- b. Notes to Financial Statement Transmitted under separate cover
- c. Auditor Statement Transmitted under separate cover
- d. Comparison Statements, if available Transmitted under separate cover
- e. Current Assets (e.g., cash, joint venture accounts, accounts receivable, notes receivable, accrued income, deposits, materials inventory and prepaid expenses); Transmitted under separate cover
- f. Net Fixed Assets; Transmitted under separate cover
- g. Other Assets; Transmitted under separate cover
- h. Current Liabilities (e.g., accounts payable, notes payable, accrued expenses, provision for income taxes, advances, accrued salaries and accrued payroll taxes); Transmitted under separate cover

No. 0527 P. 5

i. Other Liabilities (e.g., capital, capital stock, authorized and outstanding shares par values, earned surplus and retained earnings).

5.1.2 Name and address of firm preparing attached financial statement, and date thereof: Jones & Co. - 600 Sunland Park - El Paso, TX 79912  
December 31st, 2003.

5.1.3 Is the attached financial statement for the identical organization named on page one?  
Yes

5.1.4 If not, explain the relationship and financial responsibility of the organization whose financial statement is provided (e.g., parent subsidiary).

5. **Financing**

5.2 Will the organization whose financial statement is attached act as guarantor of the contract for construction?  
Yes

6. **Signature**

6.1 Dated at 3:00pm this 28th day of July, 2005

Name of Organization: Spartan Construction Services, Inc.

By:

Paul H. Flynn  
Signature

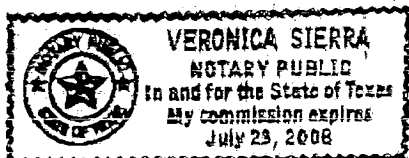
Paul H. Flynn

Name printed or typed

Title: President

6.2 Veronica Sierra being duly sworn deposes and says that the information provided herein is true and sufficiently complete so as not to be misleading.

Subscribed and sworn before me this 28th day of July, 2005



Veronica Sierra  
Notary Public

My Commission Expires: July 23, 2008



**SPARTAN CONSTRUCTION SERVICES, INC.**  
**279 Shadow Mountain Ste. #212**  
**EL PASO, TEXAS 79912**  
**(915) 585-0085 Office (915) 585-9793 Fax**

Page 1 of 2

**PROJECTS COMPLETED**

PROJECT: Hoy Fox Automotive Shop Parking Lot  
OWNER: Hoy Fox  
CONTRACTOR: Corwin Construction  
ARCHITECT: Mora Architect  
CONTRACT AMOUNT: \$126,000.00  
% COMPLETED TO DATE: 100%  
DATE OF COMPLETION: December 2004  
POINT OF CONTACT: Max Corwin 915-526-7500

PROJECT: El Dorado High School  
OWNER: Socorro Independent School District  
CONTRACTOR: Gilbane BCM International  
ARCHITECT: PSRBB Architects  
CONTRACT AMOUNT: \$1.3 Million  
% COMPLETED TO DATE: 100%  
DATE OF COMPLETION: September, 2003  
POINT OF CONTACT: David Kessinger 915-727-6454

PROJECT: Loma Verde Elementary School - A New Parking Lot Addition  
OWNER: Socorro Independent School District  
CONTRACTOR: Arrow Building Corporation  
ARCHITECT: ARTchitecture  
CONTRACT AMOUNT: \$122,000.00  
% COMPLETED TO DATE: 100%  
DATE OF COMPLETION: December 2004  
POINT OF CONTACT: David Diaz 915-778-1147

PROJECT: Agua Dulce Subdivision & Apartments  
OWNER: Kasco Ventures  
CONTRACTOR: Kasco Ventures  
ARCHITECT: Kasco Ventures  
CONTRACT AMOUNT: \$425,000.00  
% COMPLETED TO DATE: 100%  
DATE OF COMPLETION: June 2003  
POINT OF CONTACT: Fred Kastrin 915-491-1385

PROJECT: Borderland Phase 2  
OWNER: City of El Paso  
CONTRACTOR: Southwest Growth Corporation  
ARCHITECT: Quantum Engineering  
CONTRACT AMOUNT: \$400,000  
% COMPLETED TO DATE: 100%  
DATE OF COMPLETION: September 2004  
POINT OF CONTACT: Bobby Gonzalez 532-7272

**SPARTAN CONSTRUCTION SERVICES, INC.**  
**279 Shadow Mountain Ste. #212**  
**EL PASO, TEXAS 79912**  
**(915) 585-0085 Office (915) 585-9793 Fax**

Page 2 of 2

**PROJECTS COMPLETED**

PROJECT: Nichols Street & Drainage Improvements  
OWNER: City of El Paso  
CONTRACTOR: Southwest Growth Corporation  
ARCHITECT: Huitt-Zollars  
CONTRACT AMOUNT: \$456,000  
% COMPLETED TO DATE: 100%  
DATE OF COMPLETION: September 2003  
POINT OF CONTACT: Robert Concha 587-4339

PROJECT: Frutas Ave. Street Improvements  
OWNER: City of El Paso  
CONTRACTOR: Southwest Growth Corporation  
ARCHITECT: Huitt-Zollars  
CONTRACT AMOUNT: \$1,020,000.00  
% COMPLETED TO DATE: 100%  
DATE OF COMPLETION: May, 2003  
POINT OF CONTACT: Robert Concha 587-4339

**FEDERAL LABOR PRACTICES CERTIFICATION**  
TO BE SUBMITTED BY PRIME CONTRACTOR AND ALL SUBCONTRACTORS

**SUNLAND PARK ROAD IMPROVEMENTS**  
**SOLICITATION NO. 2005-147 TXDOT CSJ: 0924-06-214**

**EQUAL EMPLOYMENT OPPORTUNITY AUTHORITY**

In accordance with Executive Order 11246 (30 F.R. 12319-25), the implementing rules and regulations thereof, and orders of the Secretary of Labor, a Certification regarding Equal Opportunity is required of bidders or prospective contractors and their proposed subcontractors prior to the award of contracts or subcontracts.

This form consolidates all the labor practices the City, by Federal law, must insist its contractors follow. Your signature on this form is a pledge and assurance you have complied with, or will comply with, all terms of these regulations and is a **NON-WAIVEABLE PRECONDITION OF AWARD.**

**CONTRACTOR'S CERTIFICATION**

1. Contractor has participated in a previous contract or sub-contract subject to the Equal Opportunity Clause. X Yes        No
2. Compliance reports were required to be filed in connection with such previous contract or subcontract. X Yes        No
3. Contractor has filed all compliance reports required by Executive Order 11246 or by regulations of the Office of Federal Contract Compliance Programs issued pursuant to Title VII of the Civil Rights Act of 1964. X Yes        No

If answer to item 3 is "No" please explain in detail on reverse side of this certification.

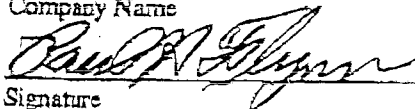
4. Dollar amount of proposed contract is \$ 1,569,000.00.  
Anticipated performance period is Ninety ( 90 ) consecutive calendar days.  
Expected total number of employees who will perform the proposed construction is 10 -15.  
Race or ethnic group designation of bidder:  

|  |                        |                        |                                 |
|--|------------------------|------------------------|---------------------------------|
| <u>      </u> Black  | <u>      </u> Hispanic | <u>      </u> Oriental | <u>      </u> American Indian   |
| <u>      </u> Eskimo   | <u>      </u> Aleut    | <u>X</u> White         | <u>      </u> Pacific Islanders |
| <u>      </u> Other: <u>                                </u> |                        |                        |                                 |

Spartan Construction Services, Inc.

Company Name

Signature



Date

7/29/05

President

Title

## NONSEGREGATED FACILITIES

### 1. Notice to Prospective Federally-Assisted Construction Contractors

- a. A Certification of Nonsegregated Facilities, as required by the May 9, 1967 order (32 F.R. 7439, May 19, 1967) on Elimination of Segregated Facilities, by the Secretary of Labor, must be submitted to the recipient prior to the award of a federally-assisted construction contract exceeding \$10,000 which is not exempt from the provisions of the Equal Opportunity clause.
- b. Contractors receiving federally-assisted construction contracts exceeding \$10,000 which are not exempt from the provisions of the Equal Opportunity Clause will be required to provide for the forwarding of the following notice to prospective subcontractors for supplies and construction contracts where the subcontracts exceed \$10,000 and are not exempt from the provisions of the Equal Opportunity clause.

### 2. Notice to Prospective Subcontractors of Requirement for Certification of Nonsegregated facilities

- a. A Certification of Nonsegregated Facilities, as required by the May 9, 1967 order (32 F.R. 7439, May 19, 1967) on Elimination of Segregated Facilities, by the Secretary of Labor, must be submitted to the contractor prior to the award of a contract exceeding \$10,000 which is not exempt from the provisions of the Equal Opportunity clause.
- b. Contractors receiving subcontract awards exceeding \$10,000 which are not exempt from the provisions of the Equal Opportunity clause will be required to provide for the forwarding of this notice to prospective subcontractors for supplies and construction contracts where the subcontracts exceed \$10,000 and are not exempt from the provisions of the Equal Opportunity clause.

### 3. Definition

As used in this certification, the term "segregated facilities" means any waiting rooms, work areas, restrooms and wash rooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing facilities provided for employees which are segregated by explicit directive or are in fact segregated on the basis of race, creed, color, or national origin, because of habit, local custom, or otherwise.

**CERTIFICATION OF NONSEGREGATED FACILITIES****SUNLAND PARK ROAD IMPROVEMENTS****SOLICITATION NO. 2005-147 TXDOT CSJ: 0924-06-214**

The federally-assisted construction contractor certifies that:

1. He/she does not maintain or provide for his/her employees any segregated facilities at any of his/her establishments, and
2. He/she does not permit his/her employees to perform their services at any location, under his/her control, where segregated facilities are maintained.

The federally-assisted construction contractor certifies further that he/she will not:

1. Maintain or provide for his/her employees any segregated facilities at any of his/her establishments, and that
2. He/she will not permit his/her employees to perform their services at any location, under his/her control, where segregated facilities are maintained.

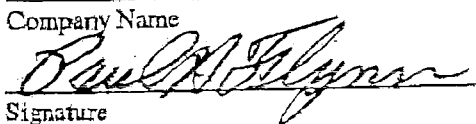
The federally-assisted construction contractor agrees that a breach of this certification is a violation of the Equal Opportunity clause in this contract.

The federally-assisted construction contractor agrees that (except where he/she has obtained identical certifications from proposed subcontractors for specific time periods) he/she will obtain identical certifications in duplicate from proposed subcontractors prior to the award of Subcontracts exceeding \$10,000 which are not exempt from the provisions of the Equal Opportunity clause, and that he/she will retain the duplicate of such certification in his/her files. The contractor will include the original in his/her Bid Package.

Spartan Construction Services, Inc.

Company Name

Signature



7/29/05

Date

President

Title

**LABOR STANDARDS AND PREVAILING WAGE REQUIREMENTS  
CERTIFICATION**

**SUNLAND PARK ROAD IMPROVEMENTS  
SOLICITATION NO. 2005-214 TXDOT CSJ: 0924-06-214**

1. The undersigned, having pledged to a contract with the City of El Paso for the construction of the above identified projects, acknowledges that:
  - a. The Labor Standards provisions are included in the aforesaid contract;
  - b. Correction of any infractions of the aforesaid conditions, including infractions by any of my subcontractors and any lower tier subcontractors, is my responsibility.
2. I certify that:
  - a. Neither I nor any firm, partnership or association in which I have substantial interest is designated as an ineligible contractor, by the Comptroller General of the United States pursuant to Section 5.6(b) of the Regulations of the Secretary of Labor, Part 5 (29 CFR, Part 5) or pursuant to Section 3 (a) of the Davis-Bacon Act, as amended [40 U.S.C. 276a-2(a)].
  - b. No part of the aforementioned contract has been or will be subcontracted to any subcontractor if any firm, corporation, partnership or association in which such subcontractor has substantial interest is designated as an ineligible contractor pursuant to any of the aforementioned regulatory or statutory provisions.
3. I agree to obtain and forward to the aforementioned recipient, the City of El Paso, within ten (10) consecutive calendar days after the execution of any subcontract, including those executed by my subcontractors and any lower tier subcontractors, a Subcontractor's Certification Concerning Labor Standards and Prevailing Wage Requirements executed by the subcontractors.
4. I certify that:
  - a. The legal name and the business address of the undersigned are:  
Spartan Construction Services, Inc.  
279 Shadow Mountain #212 El Paso, Texas 79912
  - b. The undersigned is a:  

|  |   |  |
|--|---|--|
| <input type="checkbox"/> A Single Proprietorship | <input checked="" type="checkbox"/> A Corporation | <input type="checkbox"/> A Limited Partnership |
| <input type="checkbox"/> A Joint Venture         | <input type="checkbox"/> Other: _____             |  |

Organized in the County of El Paso, State of Texas  
(Name of State)

LABOR STANDARDS AND PREVAILING WAGE REQUIREMENTS  
CERTIFICATION, cont.

SUNLAND PARK ROAD IMPROVEMENTS  
SOLICITATION NO. 2005-147 TXDOT CSJ: 0924-06-214

- c. The name, title and address of the owner, partner, or officers of the undersigned are:

| <u>NAME</u>   | <u>TITLE</u> | <u>ADDRESS</u>                                |
|---------------|--------------|---|
| Paul H. Flynn | President    | 43 Stratford Hall Circle El Paso, Texas 79912 |

- d. The names and address of all other persons, both natural and corporate, having a substantial interest in the undersigned, and the nature of the interest are:

none

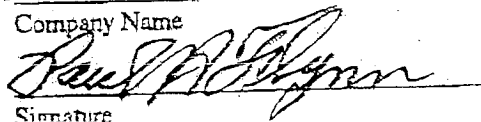
- e. The names, addresses and trade classifications of all other building construction contractors in which the undersigned has a substantial interest are:

| <u>NAME</u> | <u>ADDRESS</u> | <u>TRADE CLASSIFICATION</u> |
|-------------|----------------|-----------------------------|
| none        |                |                             |

Spartan Construction Services, Inc.

Company Name

Signature



Date

7/29/05

Title

President

# EQUAL EMPLOYMENT OPPORTUNITY AGREEMENT FOR PROJECT AREA BUSINESSES AND RESIDENTS

SUNLAND PARK ROAD IMPROVEMENTS  
SOLICITATION NO. 2005-147 TXDOT CSJ: 0924-06-214

[I PLEDGE AND AFFIRM THAT I HAVE OR WILL CARRY OUT THE FOLLOWING]:

1. Read all terms, conditions and requirements of the Equal Employment Opportunity Agreement set forth in Section IV-A.
2. Filled in completely all required information on the Section 3 Area Business Needs Form and Self Certification Forms, if applicable.
3. Provided for compliance with all conditions listed in this Agreement in a timely manner, including submission to the City of El Paso of an Equal Employment Opportunity Plan for the use of small businesses in the project area.
4. Contractor will not subcontract any work in connection with this project unless he/she first submits EEO Plan as described in Paragraph 3 above.

I HEREBY CERTIFY THAT ALL INFORMATION ABOVE IS TRUE AND COMPLETE TO THE BEST OF MY KNOWLEDGE AND BELIEF, AND FURTHER BIND MYSELF TO CARRY OUT ALL COMPLIANCE REQUIREMENTS SET FORTH IN THIS CONTRACT.

Spartan Construction Services, Inc.

Company Name

Signature

7/29/05

Date

President

Title

## WARNING

U.S. Criminal Code, Section 1010, Title 18, U.S.C., provides in part:

"WHOEVER.....MAKES, PASSES, UTTERS OR PUBLISHES ANY STATEMENT, KNOWING THE SAME TO BE FALSE.....SHALL BE FINED NOT MORE THAN \$5,000 OR IMPRISONED NOT MORE THAN TWO YEARS, OR BOTH."



**CERTIFICATION OF PRIMARY PARTICIPANT  
REGARDING DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY  
MATTERS**

**TO BE SUBMITTED BY THE PRIME CONTRACTOR**

**SUNLAND PARK ROAD IMPROVEMENTS  
SOLICITATION NO. 2005-147 TXDOT CSJ: 0924-06-214**

The Bidder hereby certifies to the best of its knowledge and belief, that it and its principals:

1. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
2. Have not within a three-year period preceding this proposal been convicted of/or had a civil judgment rendered against them for commission of a fraud or a criminal offense in the connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
3. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (2) of this certification; and
4. Have not within a three-year period preceding this application/proposal had one or more transactions (Federal, State or local) terminated for cause or default.

If the Bidder is unable to certify to any of the statements in this certification, the participant shall attach an explanation to this certification.

THE BIDDER HEREBY CERTIFIES OR AFFIRMS THE TRUTHFULNESS AND ACCURACY OF THE CONTENTS OF THE STATEMENTS SUBMITTED ON OR WITH THIS CERTIFICATION AND UNDERSTANDS THAT THE PROVISIONS OF 31 U.S.C. SECTIONS 3801 ET SEQ, ARE APPLICABLE THERETO.

  
Signature/Authorized Certifying Official

Spartan Construction Services, Inc.  
Contractor/Subcontractor

Paul H. Flynn - President  
Typed Name & Title

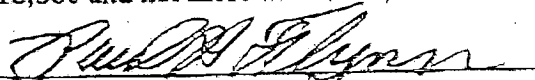
7/29/05  
Date Signed

**CERTIFICATION REGARDING LOBBYING****Certification for Grants, Loans, and Cooperative Agreements****Project Name** SUNLAND PARK ROAD IMPROVEMENTS**Bid No.** 2005-147 TXDOT CSJ: 0924-06-214

The undersigned certifies, to the best of his or her knowledge and belief, that:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an Officer or employee of Congress, or an employee of a Member of Congress in connection with the Federal contract, grant, loan or cooperative agreement, the undersigned shall complete and submit Standard Form LLL "Disclosure Form to Report Lobbying" in accordance with its instructions.
3. The undersigned shall require that the language in this certification be included in the award documents for all subawards exceeding \$100,000 at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any persons who fail to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.



Signature/Authorized Certifying Official

Paul H. Flynn - President

Typed Name &amp; Title

Spartan Construction Services, Inc.

Contractor/Subcontractor

7/29/05

Date Signed

07/29/2005 10:45

915-598-10

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# FEDERAL LABOR PRACTICES CERTIFICATION

TO BE SUBMITTED BY PRIME CONTRACTOR AND ALL SUBCONTRACTORS

## SUNLAND PARK ROAD IMPROVEMENTS

### SOLICITATION NO. 2005-147 TXDOT CSJ: 0924-06-214

### EQUAL EMPLOYMENT OPPORTUNITY AUTHORITY

In accordance with Executive Order 11246 (30 FR. 12319-25), the implementing rules and regulations thereof, and orders of the Secretary of Labor, a Certification regarding Equal Opportunity is required of bidders or prospective contractors and their proposed subcontractors prior to the award of contracts or subcontracts.

This form consolidates all the labor practices the City, by Federal law, must insist its contractors follow. Your signature on this form is a pledge and assurance you have complied with, or will comply with, all terms of these regulations and is a **NON-WAIVEABLE PRECONDITION OF AWARD.**

### CONTRACTOR'S CERTIFICATION

- Contractor has participated in a previous contract or sub-contract subject to the Equal Opportunity Clause. ☒ Yes ☐ No
  - Compliance reports were required to be filed in connection with such previous contract or subcontract. ☒ Yes ☐ No
  - Contractor has filed all compliance reports required by Executive Order 11246 or by regulations of the Office of Federal Contract Compliance Programs issued pursuant to Title VII of the Civil Rights Act of 1964. ☒ Yes ☐ No
- If answer to item 3 is "No" please explain in detail on reverse side of this certification.

- Dollar amount of proposed contract is \$ 55,000.00  
Anticipated performance period is \_\_\_\_\_ (90) consecutive calendar days.  
Expected total number of employees who will perform the proposed construction is 1-6.  
Race or ethnic group designation of bidder:  

|                                       |                                   |                                   |  |
|---------------------------------------|-----------------------------------|-----------------------------------|--|
| <input type="checkbox"/> Black        | <input type="checkbox"/> Hispanic | <input type="checkbox"/> Oriental | <input type="checkbox"/> American Indian   |
| <input type="checkbox"/> Eskimo       | <input type="checkbox"/> Aleut    | <input type="checkbox"/> White    | <input type="checkbox"/> Pacific Islanders |
| <input type="checkbox"/> Other: _____ |                                   |                                   |  |

El Paso ARC Electric Company

Company Name

7/29/05

Date

Signature

President

Title

07/29/2005 10:45 915-590 000  
07/29/2005 11:17 91J859793 → 5905500

EL PASO ARC ELL RIC

PAGE 02  
NO. 966 1002

**CERTIFICATION OF LOWER-TIER PARTICIPANTS  
REGARDING DEBARMENT, SUSPENSION,  
AND OTHER INELIGIBILITY AND VOLUNTARY EXCLUSION**

**TO BE SUBMITTED BY ALL SUBCONTRACTORS**

**SUNLAND PARK ROAD IMPROVEMENTS  
SOLICITATION NO. 2005-147 TXDOT CSI: 0924-06-214**

Cano Ortiz/El Paso ARC Electric, certifies, by submission of this proposal, that neither it nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

Cano Ortiz/El Paso ARC Electric, CERTIFIES OR AFFIRMS THE TRUTHFULNESS AND ACCURACY OF THE CONTENTS OF THE STATEMENTS SUBMITTED ON OR WITH THIS CERTIFICATION AND UNDERSTANDS THAT THE PROVISIONS OF 31 U.S.C. SECTIONS 3801 ET SEQ. ARE APPLICABLE THERETO.

If the Lower Tier Participant is unable to certify to any of the statements in this certification, such participant shall attach an explanation to this proposal.



Signature/Authorized Certifying Official

Eulogio Ortiz - President  
Typed Name & Title

7/29/05  
Date Signed

07/29/2005 10:45 915-590 .00

EL PASO ARC ELE RIC

PAGE 04  
NO. 960 003

07/29/2005 11:17 91J859793 + 5905500

### REQUIREMENTS UNDER THE DISADVANTAGED BUSINESS ENTERPRISE PROGRAM (DBE)

1. **General.** Executive Order 11625 required Federal agencies to develop plans and programs to encourage minority business enterprises. The Department of Transportation (DOT) regulation implementing this mandate is 49 CFR Part 26, participation by Minority Business Enterprise in Department of Transportation Programs. Disadvantage Business Enterprise (DBE) means a small business concern that is owned (at least 51%) and controlled by one or more socially and economically disadvantaged individuals, including, for purposes of this definition, women.
2. **Applicability.** All sponsors are required, as a condition of project approval, to assume certain DBE obligations as set forth in 49 CFR Part 26. In addition, there is passed onto contractors a responsibility to make good faith efforts to meet the DBE participation goals contained in Section I-B.17, Information for Bidders.
3. **Policy.** It is the policy of the FAA that DBEs as defined in 49 CFR Part 26 shall have the maximum opportunity to participate in the performance of contracts financed in whole or in part with Federal funds under this contract. Consequently, the DBE requirements of 49 CFR Part 26 apply to this contract.
4. **DBE Obligation.** The contractor agrees to ensure that DBEs as defined in 49 CFR Part 26 have the maximum opportunity to participate in the performance of contracts and subcontracts financed in whole or in part with Federal funds provided under this contract. In this regard, the contractor shall take all necessary and reasonable steps in accordance with 49 CFR Part 26 to ensure that DBEs have the maximum opportunity to compete for and perform contracts. The contractor shall not discriminate on the basis of race, color, national origin or sex in the award and performance of FAA assisted contracts.
5. **Failure to carry out the requirements set forth above shall constitute a breach of contract.** After notification, this may result in termination of the contract by the sponsor or such remedy as the sponsor deems appropriate.

I PLEDGE AND AFFIRM THAT I HAVE READ ALL TERMS, CONDITIONS AND REQUIREMENTS REGARDING THE DISADVANTAGED BUSINESS ENTERPRISE PROGRAM AS OUTLINED ABOVE:

El Paso ARC Electric Company

7/29/05

Company Name

Date

Signature

Title

I-P-t-1

FAA Certification

Rev 06/24/03

07/29/2005 10:45 915-598 38

EL PASO ARC ELE RIC

PAGE 05

NO. 966 004

27/29/2005 11:17 91J859793 → 5905500

**LETTER OF INTENT TO PERFORM AS A SUBCONTRACTOR  
TO BE SUBMITTED BY ALL DBE SUBCONTRACTORS**

TO: Spartan Construction Services, Inc.  
Name of Prime Contractor

**PROJECT: SUNLAND PARK ROAD IMPROVEMENTS**  
**SOLICITATION NO: 2005-147 TXDOT CSI 0924-06-214**

The undersigned intends to perform work in connection with the above project as (check one):

☐ A Single Proprietorship ☒ A Corporation ☐ A Limited Partnership  
☐ A Joint Venture ☐ Other \_\_\_\_\_

Organized in the County of El Paso, State of Texas  
(Name of State)

The disadvantaged status as a DBE of the undersigned is confirmed in the most current Texas Department of Transportation DBE listing.

The undersigned is prepared to perform the following described work in connection with the above project:

Electrical

at the following price \$ 55,000.00

4 % (percent) of the dollar value of the subcontract will be sublet and/or awarded to non-disadvantaged contractors and/or non-disadvantaged suppliers. The undersigned will enter into a formal agreement for the above work with you conditioned upon your execution of a contract with the City of El Paso.

[Signature]  
Signature/Authorized Certifying Official

Caro Oatis, P.E.S.  
Typed Name & Title

El Paso ARC Electric Company

7/29/05

DBE/WBE Subcontractor

Date Signed

07/29/2005 10:59AM B1J8:TR &amp; E513860

No. 1612 KP. 23 D82

**FEDERAL LABOR PRACTICES CERTIFICATION**  
TO BE SUBMITTED BY PRIME CONTRACTOR AND ALL SUBCONTRACTORS

**SUNLAND PARK ROAD IMPROVEMENTS**  
**SOLICITATION NO. 2005-147 TXDOT CSJ: 0924-06-214**

**EQUAL EMPLOYMENT OPPORTUNITY AUTHORITY**

In accordance with Executive Order 11246 (30 F.R. 12319-25), the implementing rules and regulations thereof, and orders of the Secretary of Labor, a Certification regarding Equal Opportunity is required of bidders or prospective contractors and their proposed subcontractors prior to the award of contracts or subcontracts.

This form consolidates all the labor practices the City, by Federal law, must insist its contractors follow. Your signature on this form is a pledge and assurance you have complied with, or will comply with, all terms of these regulations and is a **NON-WAIVEABLE PRECONDITION OF AWARD.**

**CONTRACTOR'S CERTIFICATION**

1. Contractor has participated in a previous contract or sub-contract subject to the Equal Opportunity Clause. ☒ Yes ☐ No
2. Compliance reports were required to be filed in connection with such previous contract or subcontract. ☒ Yes ☐ No
3. Contractor has filed all compliance reports required by Executive Order 11246 or by regulations of the Office of Federal Contract Compliance Programs issued pursuant to Title VII of the Civil Rights Act of 1964. ☒ Yes ☐ No

If answer to item 3 is "No" please explain in detail on reverse side of this certification.

4. Dollar amount of proposed contract is \$ 225,000.00  
Anticipated performance period is (.90) consecutive calendar days.  
Expected total number of employees who will perform the proposed construction is 20  
Race or ethnic group designation of bidder:  

|                                       |  |                                   |  |
|---------------------------------------|--|-----------------------------------|--|
| <input type="checkbox"/> Black        | <input checked="" type="checkbox"/> Hispanic | <input type="checkbox"/> Oriental | <input type="checkbox"/> American Indian   |
| <input type="checkbox"/> Eskimo       | <input type="checkbox"/> Aleut               | <input type="checkbox"/> White    | <input type="checkbox"/> Pacific Islanders |
| <input type="checkbox"/> Other: _____ |  |                                   |  |

Texas Far West, Inc.

Company Name

Signature

7/29/05

Date

President

Title

07/29/2005 10:59AM B1JcTR &amp; E513362

No. 1612 NCP. 3.

002

### REQUIREMENTS UNDER THE DISADVANTAGED BUSINESS ENTERPRISE PROGRAM (DBE)

1. **General.** Executive Order 11625 required Federal agencies to develop plans and programs to encourage minority business enterprises. The Department of Transportation (DOT) regulation implementing this mandate is 49 CFR Part 26, participation by Minority Business Enterprise in Department of Transportation Programs. Disadvantage Business Enterprise (DBE) means a small business concern that is owned (at least 51%) and controlled by one or more socially and economically disadvantaged individuals, including, for purposes of this definition, women.
2. **Applicability.** All sponsors are required, as a condition of project approval, to assume certain DBE obligations as set forth in 49 CFR Part 26. In addition, there is passed onto contractors a responsibility to make good faith efforts to meet the DBE participation goals contained in Section I-B.17, Information for Bidders.
3. **Policy.** It is the policy of the FAA that DBEs as defined in 49 CFR Part 26 shall have the maximum opportunity to participate in the performance of contracts financed in whole or in part with Federal funds under this contract. Consequently, the DBE requirements of 49 CFR Part 26 apply to this contract.
4. **DBE Obligation.** The contractor agrees to ensure that DBEs as defined in 49 CFR Part 26 have the maximum opportunity to participate in the performance of contracts and subcontracts financed in whole or in part with Federal funds provided under this contract. In this regard, the contractor shall take all necessary and reasonable steps in accordance with 49 CFR Part 26 to ensure that DBEs have the maximum opportunity to compete for and perform contracts. The contractor shall not discriminate on the basis of race, color, national origin or sex in the award and performance of FAA assisted contracts.
5. **Failure to carry out the requirements set forth above shall constitute a breach of contract. After notification, this may result in termination of the contract by the sponsor or such remedy as the sponsor deems appropriate.**

I PLEDGE AND AFFIRM THAT I HAVE READ ALL TERMS, CONDITIONS AND REQUIREMENTS REGARDING THE DISADVANTAGED BUSINESS ENTERPRISE PROGRAM AS OUTLINED ABOVE:

Texas Est West, Inc.

7/29/05

Company Name

Date

Signature

President

Title

I-F-a-1

FTA Certification

Rev 06/24/03



07/JUL 29. 2005:11:00AM91J8TK : &amp; E513860

No. 1612 NIP. 41 003

LETTER OF INTENT TO PERFORM AS A SUBCONTRACTOR  
TO BE SUBMITTED BY ALL DBE SUBCONTRACTORS

TO: Spartan Construction Services, Inc  
Name of Prime Contractor

PROJECT: SUNLAND PARK ROAD IMPROVEMENTS

SOLICITATION NO: 2005-147 TXDOT CSI: 0924-06-214

The undersigned intends to perform work in connection with the above project as (check one):

☐ A Single Proprietorship ☒ A Corporation ☐ A Limited Partnership  
☐ A Joint Venture ☐ Other: \_\_\_\_\_

Organized in the County of El Paso, State of Texas  
(Name of State)

The disadvantaged status as a DBE of the undersigned is confirmed in the most current Texas Department of Transportation DBE listing.

The undersigned is prepared to perform the following described work in connection with the above project:

Rebar & Concrete (No Conc. Material)

Furnish & Install Rebar, Labor to Place Concrete

at the following price \$ 225,000.000

13 % (percent) of the dollar value of the subcontract will be sublet and/or awarded to non-disadvantaged contractors and/or non-disadvantaged suppliers. The undersigned will enter into a formal agreement for the above work with you conditioned upon your execution of a contract with the City of El Paso.

[Signature]  
Signature/Authorized Certifying Official

Texas Far West, Inc.  
DBE/WBE Subcontractor

Oscar Contreras - President  
Typed Name & Title

7/29/05

Date Signed

07/29/2005 11:00AM 51J8TR &amp; 513860

No. 1612 No. 51 084

**CERTIFICATION OF LOWER-TIER PARTICIPANTS  
REGARDING DEBARMENT, SUSPENSION,  
AND OTHER INELIGIBILITY AND VOLUNTARY EXCLUSION**

**TO BE SUBMITTED BY ALL SUBCONTRACTORS**

**SUNLAND PARK ROAD IMPROVEMENTS  
SOLICITATION NO. 2005-147 TXDOT CSJ: 0924-06-214**

Oscar Contreras

Texas Far West, Inc.

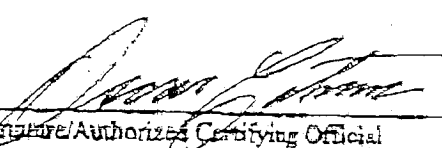
\_\_\_\_\_, certifies, by submission of this proposal, that neither it nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

Oscar Contreras

Texas Far West, Inc.

\_\_\_\_\_, CERTIFIES OR AFFIRMS THE TRUTHFULNESS AND ACCURACY OF THE CONTENTS OF THE STATEMENTS SUBMITTED ON OR WITH THIS CERTIFICATION AND UNDERSTANDS THAT THE PROVISIONS OF 31 U.S.C. SECTIONS 3801 ET SEQ. ARE APPLICABLE THERETO.

If the Lower Tier Participant is unable to certify to any of the statements in this certification, such participant shall attach an explanation to this proposal.

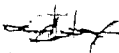

  
\_\_\_\_\_  
Signature/Authorized Certifying Official

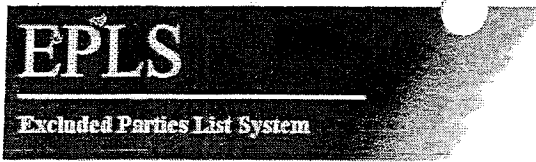
7/29/05

\_\_\_\_\_  
Date Signed

Oscar Contreras - President

\_\_\_\_\_  
Typed Name & Title

**STATE OF NEW MEXICO**  
CONSTRUCTION INDUSTRIES DIVISION**SPARTAN CONSTRUCTION SERVICES, INC.**LICENSE NUMBER  
**90091**EXPIRES  
**03/21/07**PERMIT VOLUME  
**1000000 +**QUALIFYING PARTY(S)  
**UZZELL, ERNIE**CLASSIFICATION(S)  
**GA01, GF09** DIRECTOR This card is property of CID and shall be surrendered upon demand**STATE OF NEW MEXICO**  
CONSTRUCTION INDUSTRIES DIVISION**SPARTAN CONSTRUCTION SERVICES, INC.**LICENSE NUMBER  
**90091**EXPIRES  
**03/21/07**PERMIT VOLUME  
**1000000 +**QUALIFYING PARTY(S)  
**UZZELL, ERNIE**CLASSIFICATION(S)  
**GA01, GF09** DIRECTOR This card is property of CID and shall be surrendered upon demand



★ Search Menu -  
Current Exclusions

- ▶ Name
- ▶ Multiple Names
- ▶ DUNS
- ▶ Agency
- ▶ State/Country
- ▶ Action Dates
- ▶ Termination Dates
- ▶ Exact Name and SSN/TIN
- ▶ CT Code

★ View Cause and  
Treatment Code  
Descriptions

- ▶ Reciprocal Codes
- ▶ Procurement Codes
- ▶ Nonprocurement Codes

★ Agency & Acronym Info

- ▶ Agency Contacts
- ▶ Agency Descriptions
- ▶ State/Country Code Descriptions

★ Related Links

- ▶ Debar Maintenance
- ▶ Administration
- ▶ Upload Login

★ Resources

- ▶ Public User's Manual
- ▶ FAQ

★ Reports Menu

- ▶ Lists Report
- ▶ Supplemental Report
- ▶ Agency Report
- ▶ Supplemental Agency Report
- ▶ State/Country Report
- ▶ Lists Data Report
- ▶ Supplemental Data Report
- ▶ Cause and Treatment Code

★ Archive Menu -  
Past Exclusions

- ▶ Name
- ▶ Multiple Names

★ Contact Information

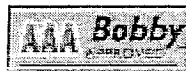
- ▶ Email: support@epls.gov
- ▶ 1-866-GSA-EPLS
- Phone: 1-866-472-3757
- ▶ Email: eplscments@epls.gov

## Search Results for Parties Excluded

**Multiple Partial Name(s) :**  
**Eulogio Ortiz;**  
**El Paso ARC Electric Company, Inc.;**  
**Oscar Contreras;**  
**Texas Far West, Inc.;**

**As of 29-Jul-2005**

No records were found matching your search request.





★ Search Menu -  
Current Exclusions

- ▶ Name
- ▶ Multiple Names
- ▶ DUNS
- ▶ Agency
- ▶ State/Country
- ▶ Action Dates
- ▶ Termination Dates
- ▶ Exact Name and SSN/TIN
- ▶ CT Code

★ View Cause and  
Treatment Code  
Descriptions

- ▶ Reciprocal Codes
- ▶ Procurement Codes
- ▶ Nonprocurement Codes

★ Agency & Acronym Info

- ▶ Agency Contacts
- ▶ Agency Descriptions
- ▶ State/Country Code Descriptions

★ Related Links

- ▶ Debar Maintenance
- ▶ Administration
- ▶ Upload Login

★ Resources

- ▶ Public User's Manual
- ▶ FAQ

★ Reports Menu

- ▶ Lists Report
- ▶ Supplemental Report
- ▶ Agency Report
- ▶ Supplemental Agency Report
- ▶ State/Country Report
- ▶ Lists Data Report
- ▶ Supplemental Data Report
- ▶ Cause and Treatment Code

★ Archive Menu -  
Past Exclusions

- ▶ Name
- ▶ Multiple Names

★ Contact Information

- ▶ Email: support@epls.gov
- ▶ 1-866-GSA-EPLS
- Phone: 1-866-472-3757
- ▶ Email: eplscomments@epls.gov

## Search Results for Parties Excluded

**Multiple Partial Name(s) :**  
**Paul H. Flynn;**  
**Spartan Construction Services Inc.;**

**As of 29-Jul-2005**

No records were found matching your search request.



2004 Specifications

CSJ: 0924-06-214

**SPECIAL SPECIFICATION****XXXX****WATER SYSTEMS**

1. **Description.** The Water Work consists of furnishing and installing approximately 123 LF of 12-inch PVC Pipe, 350 LF of 8-inch PVC Pipe C-900, 8-inch Gate Valves with bonnet boxes, Fire Hydrant, Water Services, Fittings, and all necessary appurtenances for the completed main structure, including associated dewatering, Trench Safety System, and disposal of buried pipe and casing in direct conflict with proposed Work.

The Sanitary Sewer Work consist of furnishing and installing approximately 94 LF of Ductile Iron Pipe, Manholes, and all necessary appurtenances for the completed Sanitary Sewer System and manhole structures, including associated Trench Safety System, sewage by-passing, and dewatering.

2. **Water and Sanitary Sewer Contractor's Minimum Qualifications Criteria.** The Bidder, or at least three Key Personnel employed by the Bidder, must demonstrate successful completion of one project similar in nature and scope of this Project, within the past five (5) years and one project with a value at least 50% of the value bid for the water portion of this Project.

Project requires the installation of water systems including 12-inch and 8-inch PVC Water Pipe, 8-inch Ductile Iron Sewer Pipe, and miscellaneous appurtenances and fittings.

Bidder is to demonstrate successful projects with similar requirements. This requirement may be satisfied by employing the services of a qualified subcontractor. Provide name of subcontractor and list of similar projects.

3. **Contractors' Responsibility for Installation of the Water and Sanitary Sewer System.** It is the intent of these specifications that the installation of the water and sewer mains be a complete workable system, functioning in accordance with the specified purpose. Therefore, it is the direct responsibility of the CONTRACTOR to furnish, install and construct a complete system required by the plans for the bid unit prices in the Contract, and to take account of all subsidiary requirements for the materials and other items furnished to the end that the water and sewer mains function in accordance with the specified requirements.
4. **Schedule of Work:** CONTRACTOR shall fully coordinate his work with that of other Contractors and any operations required from the El Paso Water Utilities in advance in order to avoid delays and conflicts. Personnel from the El Paso Water Utilities will assist in working out the coordination between the construction operations and the operation of the existing facilities, but it is the CONTRACTOR's responsibility to clear all his operations that might interfere with such existing operations with the Project Engineer.



# Spartan Construction Services, Inc.

P.O. Box 12627 • El Paso, Texas 79913 • (915) 585-0085 • (915) 585-9793 Fax

August 2, 2005

City of El Paso  
Contract Compliance  
Attn: Jay Henson  
2 Civic Plaza  
El Paso TX, 79901

Fax: 541-4016

RE: Sunland Park Road Improvements

Dear Ms. Henson:

This is a follow up to our conversation July 29, 2005 regarding the Key Personnel to meet Water and Sewer Contractors' Minimum Qualifications Criteria for the above-mentioned project. As we discussed, Spartan Construction Services, Inc. will be completing the water and sewer improvements and are submitting resumes on the following people:

- 1) Steve Allen - Chief Estimator/Project Manager
- 2) Pedro Hernandez - Superintendent
- 3) Manny Quezada - Foreman

If you need any further information, please advise.

Sincerely,

Steve Allen  
Project Manager

**STEVE M. ALLEN****EDUCATION:**

Bachelor of Science degree in Building Construction, Michigan State University, December 1980. Specific area of study includes: architectural design, structural and utilities design, building materials and costs, construction management and finance.

**EXPERIENCE:**

2001 to Present

Spartan Construction Services, Inc.  
Chief Estimator and Operations Manager

- I have successfully completed over \$100,000,000.00 in projects over the last 15 years. Please see below for partial completed job listing.

**PROJECT:**

C-8015-241 Doniphan Project Construction of 1.156 miles of MH in El Paso County.

**OWNER:**

Texas Department of Transportation

**CONTRACT:**

\$7.8 Million

**PROJECT:**

Sunset 24" Water Transmission Main Replacement

**OWNER:**

El Paso Water Utilities

**CONTRACT:**

\$985,021.40

**PROJECT:**

El Paso Community College - Rio Grande Campus Parking Lot

**OWNER:**

El Paso Community College

**CONTRACT:**

\$659,990.00

**PROJECT:**

Sunland Town Center/Coronado Del Sol

**OWNER:**

Hunt Building Corporation

**CONTRACT:**

\$355,177.00

**PROJECT:**

Scotsdale Elementary School - Library, Cafetorium & Kitchen Additions

**OWNER:**

Ysleta Independent School District

**CONTRACT:**

\$752,500.00

**PROJECT:**

Downtown Magnet High School

**OWNER:**

El Paso Independent School District

**CONTRACT:**

\$972,000.00

**PROJECT:**

Replace 16" High Pressure Water Line

**OWNER:**

Department of the Army - Ft. Bliss

**CONTRACT:**

\$241,000.00



PROJECT: North Loop Widening - Phase I  
OWNER: El Paso Water Utilities Public Service  
CONTRACT: \$767,118.35

PROJECT: Canyon Hills Middle School  
OWNER: El Paso Independent School District  
CONTRACT: \$945,766.00

PROJECT: Remodeling Main Library for Department of Geological  
Sciences @ UTEP  
OWNER: The University of Texas Systems  
CONTRACT: \$4,695,000.00

PROJECT: Ysleta Border Station  
OWNER: General Services Division  
CONTRACT: \$1,409,000.00

PROJECT: Glen Cove Elementary School  
OWNER: Ysleta Independent School District  
CONTRACT: \$1,449,000.00

PROJECT: Bassett Jr. High School  
OWNER: El Paso Independent School District  
CONTRACT: \$1,779,426.00

PROJECT: Vilas Elementary School  
OWNER: El Paso Independent School District  
CONTRACT: \$997,000.00

## ***Pedro Hernandez***

### **EDUCATION:**

El Paso Community College

### **WORK EXPERIENCE:**

Southwest Growth Corporation  
1600 E. Fourth Ave.

El Paso, Texas 79901

November 15, 2002 to Present

Superintendent: Responsible for all phase of concrete and utility work.

Spartan Construction Services, Inc.

P.O. Box 12627

El Paso, Texas 79913

April 1, 2002 to November 10, 2002

Superintendent: Responsible for all phase of concrete and utility work.

DJ Contractors, Inc.

279 Shadow Mountain Suite #cc

El Paso, Texas 79912

June 1996 to March 30, 2002

Superintendent: Responsible for all phase of concrete and utility work.

Ramos Construction

March 1996 to May 1996

Co-Owner/General Foreman

Concrete Foreman- Poured slabs, foundations, concrete footings, stem walls, basketball court and sidewalks.

Thermodyn Mechanical Contractors

1525 Goodyear Street

El Paso, Texas 79936

March 1995 to March 1996

Concrete Foreman- Poured slabs, foundations, concrete footings, stem walls, basketball court and sidewalks.

R & R Concrete Contractors

3641 Maddox

El Paso, Texas 79925

February 1984 to March 1995

Concrete Foreman- Commercial concrete work

# MANUEL QUEZADA

## EXPERIENCE:

June 2004 - to Present: Spartan Construction Services, Inc.

Misc. Utility work - Installed Water & Sewer Mains Services,  
Man Holes, Fire Hydrants and Valves.

Projects Includes: San Antonio Ave. Street & Drainage Improvements  
Wemda Way Street & Drainage Improvements

1994-2004 Rio Grande Valley Construction

10 yrs.

Rio Grande Valley Construction worked for Tropicana Homes.  
Superintendent for 24" Concrete Cylinder Pipe for Water Mains, 6" & 12" PVC  
Mains, Services, Fire Hydrant and Valves.

1979-1994 Border Pre-Cast

15 yrs.

Misc. Utility work - Installed Water & Sewer Mains Services,  
Man Holes, Fire Hydrants and Valves.

Henson, Jay M.

---

**From:** Henson, Jay M.  
**Sent:** Thursday, July 28, 2005 5:00 PM  
**To:** Villegas, Jorge  
**Cc:** Plum, Michael W.  
**Subject:** Sunland Park Road Improvements Solicitation No. 2005-147 TXDOT CSJ: 0924-06-214

**Importance:** High

Mr. Villegas, a hard copy of the documentation has been forwarded to your office for your review. Please advise us if this is an acceptable substitution for the POA.

The apparent low bidder, Spartan Construction Services, submitted the Bid Bond without the Power of Attorney. Upon request of same, the contractor submitted copies of an Affidavit of Individual Surety from Infinity Individual Surety. I received a telephone call from George Black, agent for the surety, and he told me that he had put up his personal property for Steve Allen, Spartan.

Also, Spartan sent the same documentation for the Bowen Street and Drainage Solicitation No. 2005- 234, as a POA was not submitted with the Bid Bond. Is it acceptable to use the same Affidavit for both projects?

Thank you for your expertise. we await your remarks.

J Henson  
Purchasing-Construction Bidding  
voice 915-541-4907  
fax 915-541-4016

FROM THE DESK OF

Jay M. Henson *pmh*

DATE:

7/28/05

TO:

Jorge Villgas

RE:

Shirland Park Road

Solicitation No. 2005-147

Documentation for  
Power of Attorney

includes some for  
Bowen St & Drainage  
Solicitation 2005-234

*Thank*

PURCHASING CONTRACT COMPLIANCE  
2 CIVIC CENTER PLAZA - 7<sup>TH</sup> FLOOR

TEL (915) 541-4907  
EL PASO, TEXAS 79901-1196  
FAX (915) 541-4016

*Shirland 4:57 pm*



**SPARTAN CONSTRUCTION SERVICES, INC.**  
**P.O. BOX 12627**  
**EL PASO, TEXAS 79913**  
**(915) 585-0085**  
**(915) 585-9793 (FAX)**

|  |                        |
|--|------------------------|
| COMPANY SENT TO:<br><i>City of El Paso</i> | FROM<br>Steve Allen    |
| Attention<br><i>Jay Hanson</i>             | Date<br><i>7/28/05</i> |
| Fax Number<br><i>541-4016</i>              | Phone Number           |

☐ Need Price ☒ Reply ASAP ☒ Please Comment ☐ Please review ☒ FYI

Total Pages, including cover: 7

RE: 2004 and 2005 Reports.

Comments: additional info. that you  
requested

Thank you

*[Signature]*

# **AFFIDAVIT OF INDIVIDUAL SURETY** *(See instructions on reverse)*

OMB No. 9000-0001

Public reporting burden for this collection of information is estimated to average 3 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of the collection of information, including suggestions for reducing this burden, to FAR Secretariat (MVR), Federal Acquisition Policy Division, Office of Policy, Planning and Evaluation, 1215 Jefferson Davis Highway, Suite 1204, Arlington, VA 22202-4302.

STATE OF Texas

SS.

Tarrant

I, the undersigned, being duly sworn, depose and say that I am: (1) the surety to the attached bond(s); (2) a citizen of the United States, and of full age and legally competent. I also depose and say that, concerning any stocks or bonds included in the assets listed below, that there are no restrictions on the resale of these securities pursuant to the registration provisions of Section 5 of the Securities Act of 1933. I recognize that statements contained herein concern a matter within the jurisdiction of an agency of the United States and the making of a false, fictitious or fraudulent statement may render the maker subject to prosecution under Title 18, United States Code Sections 1001 and 494. This affidavit is made to induce the United States of America to accept me as surety on the attached bond.

NAME (First, Middle, Last) (Type or Print)

L. Clifford Davis

2. HOME ADDRESS (Number, Street, City, State, ZIP code)

500 Texas Street

Fort Worth, Texas 76102

3. TYPE AND DURATION OF OCCUPATION

Retired Judge

4. NAME AND ADDRESS OF EMPLOYER (If self-employed, so state)

Self Employed

5. NAME AND ADDRESS OF INDIVIDUAL SURETY BROKER USED (If any)

Infinity Individual Surety

9005 Ada, Chicago Illinois 60620

6. TELEPHONE NUMBER

HOME-(817) 451-5406

BUSINESS-(817) 429-5821

7. THE FOLLOWING IS A TRUE REPRESENTATION OF THE ASSETS I HAVE PLEDGED TO THE UNITED STATES IN SUPPORT OF THE ATTACHED BOND.  
 (a) Real estate (Include a legal description, street address and other identifying description the market value attach supporting certified documents including recorded deed, evidence of title and the current tax assessment of the property. For market value approach, also provide a current appraisal.)

Lot 26 Block 2 Loch N. Green Addition to the City of Arlington  
 Tarrant County, Texas.

(b) Assets other than real estate (Describe the assets, the details of the escrow account, and attach certified evidence thereof.)

8. IDENTIFY ALL MORTGAGES, LENS, JUDGEMENTS, OR ANY OTHER ENCUMBRANCES INVOLVING SUBJECT ASSETS INCLUDING REAL ESTATE TAXES DUE AND PAYABLE

9. IDENTIFY ALL BONDS, INCLUDING BID GUARANTEES, FOR WHICH THE SUBJECT ASSETS HAVE BEEN PLEDGED WITHIN 9 YEARS PRIOR TO EXECUTION OF THIS AFFIDAVIT

DOCUMENTATION OF THE PLEDGED ASSET MUST BE ATTACHED.

10. SIGNATURE

11. BOND AND CONTRACT TO WHICH THIS AFFIDAVIT RELATES

12. SUBSCRIBED AND SWORN TO BEFORE ME AS FOLLOWS:

a. DATE OATH ADMINISTERED

MONTH

DAY

YEAR

July

18

2005

b. CITY AND STATE (or other jurisdiction)

c. SIGNATURE



MAYRA MARIA A. ALVAREZ, Notary Public  
 MY COMMISSION EXPIRES April 27, 2006  
 Seal

NAME AND TITLE OF OFFICIAL ADMINISTERING OATH

EXPIRES  
 April 27, 2006

THORIZED FOR LOCAL REPRODUCTION  
 FORM 28 (REV. 5-25)  
 Prescribed by GSA-FAR (48 CFR) 53.228(b)

STANDARD FORM 28 (REV. 5-25)  
 Prescribed by GSA-FAR (48 CFR) 53.228(b)

**Infinity Surety**  
**ORIGINAL**

9085 S. Ada  
 Chicago, Illinois 60620  
 (773) 775-8820 Phone  
 (773) 775-8841 Fax

July 22, 2005

The City of El Paso  
 Byron John, Purchasing Director  
 2 Civic Center Plaza Fl 7  
 El Paso, TX 79901

Lien on Real Estate

We agree that this instrument constitutes a lien in the amount of One hundred twenty two thousand ninety four and thirty cents (\$122,094.30) on the property described in this lien. The rights of the City of El Paso shall take precedence over any subsequent lien or encumbrance until the lien is formally released by a duly authorized representative of the City of El Paso. We hereby grant the City of El Paso power of sale of subject property, including the right to satisfy its reasonable administrative costs, including legal fees associated with any sale of subject property, in the event of contractor default if we otherwise fail to satisfy the underlying bid bond obligations as an individual surety on contract number 2005147. The lien is upon the real estate now owned by L. Clifford Davis is described as follows:

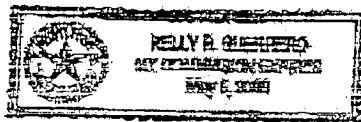
Lot 26, Block 2 Losh N Green Addition to the City of Arlington Tarrant County, Texas Attest

L. Clifford Davis

(Signature) (Seal) \_\_\_\_\_ (Seal)

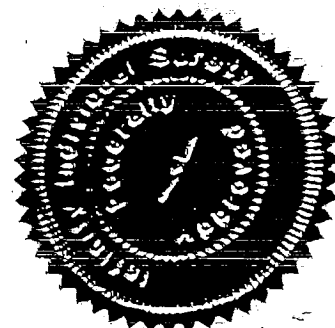
Kelly R. Guerrero a Notary Public in and for the City of Fort Worth, Texas, do hereby certify that L. Clifford Davis is a party or parties to a certain Agreement bearing the date July 22, 2005, and hereto annexed, personally appeared before me, the said L. Clifford Davis being personally well known to me as the person who executed said lien, and acknowledged the same to be his act and deed. Given under my hand and seal the 22nd day of a July, 2005.

Sincerely,



Kelly R. Guerrero  
 Notary Public

George A. Black, Sr.  
 Infinity Surety  
 CEO/President





ORIGINAL

## WARRANTY DEED

Date: August 30, 2004

Grantor: KAREN R. DAVIS

Grantor's Mailing Address  
610 Loch N., Green Trail  
Arlington, Texas 76012

Grantee: L. Clifford Davis

Grantee's Mailing Address:  
2101 Flemming Drive  
Fort Worth, Texas 76112

Consideration: Ten Dollars (\$10.00) receipt of which is hereby acknowledged.

Property (including improvements):

Lot TWENTY SIX (26) Block TWO (2) LOCH N. GREEN VILLAGE  
ADDITION to the City of Arlington, Tarrant County, Texas.

Grantor grants, sells, and conveys to the Grantee the property, together with all and singular the rights and appurtenances thereto in any wise belonging, to have and hold it to Grantee, Grantee's heirs, executors, administrators, successors, or assigns forever. Grantor binds Grantor and Grantor's heirs, executors, administrators, and successors to warrant and forever defend all and singular the property to Grantee and Grantee's heirs, executors, administrators, successors, and assigns against every person whatsoever lawfully claiming or to claim the same or any part thereof.

WITNESS my hand at Kennesaw, Georgia on this the 30 day of August, 2004.Karen R. Davis  
Karen R. DavisTHE STATE OF GEORGIA  
COUNTY OF GwinnettThis instrument was acknowledged before me on the 30th day of August, 2004, by02.09.08Abdullah Mohammed  
Notary Public

Server: TAXSQL01\TAXSQLu1

Database: TaxOffice

User: TARRANTCOUNTY\jwpricer

Form: Account Status

Date: 10/12/2004 10:16:18 AM

ORIGINAL

|         |                        |            |                |                 |                         |            |                 |
|---------|------------------------|------------|----------------|-----------------|-------------------------|------------|-----------------|
| Account | 00002878976            | 3955-11-26 | DAVIS, ETHEL R | 2101 LEMMING DR | PORT WORTH TX 761127943 | Status     |                 |
| Legal   | SOUTH RIDGE ADDITION   |            |                |                 |                         | Supply     |                 |
| Refund  | BLK 11 LOT 26          |            |                |                 |                         |            |                 |
| Avail   | 94,000                 | S Det      | 09/05/1988     | 0.158500        | None                    | Exemptions | 0 found         |
| L Val   | 11,000                 | E Det      | Vol 9371       | St 50           | FL Amt 90.00            | Exemptions | 0 found         |
| I Val   | 83,000                 | Ag Det     | Page 1700      | Inst            | Roll R                  | NonBilled  | 0 Found         |
| Loc     | 0007209 SOUTH RIDGE TR | Map        | 2036 352       | 10/12/2004      | Payable                 | Overdue    | Paid 12/31/2003 |

Receivables Detail Audit

Current Due C Prior Years C All C Sales

| Year  | Start | End | Rec Due  | Pay Due | Int Due | Col Pen | Total Due | Paid      | Refund |
|-------|-------|-----|----------|---------|---------|---------|-----------|-----------|--------|
| TOTAL |       |     | 2,998.86 | .00     | .00     | .00     | 2,998.86  | 25,378.02 | .00    |
| 2004  |       |     | 2,998.86 | .00     | .00     | .00     | 2,998.86  | .00       | .00    |
| 2003  |       |     | .00      | .00     | .00     | .00     | .00       | 2,998.86  | .00    |
| 2002  |       |     | .00      | .00     | .00     | .00     | .00       | 2,899.99  | .00    |
| 2001  |       |     | .00      | .00     | .00     | .00     | .00       | 2,557.07  | .00    |
| 2000  |       |     | .00      | .00     | .00     | .00     | .00       | 2,413.95  | .00    |
| 1999  |       |     | .00      | .00     | .00     | .00     | .00       | 2,193.24  | .00    |
| 1998  |       |     | .00      | .00     | .00     | .00     | .00       | 2,180.55  | .00    |
| 1997  |       |     | .00      | .00     | .00     | .00     | .00       | 2,001.06  | .00    |
| 1996  |       |     | .00      | .00     | .00     | .00     | .00       | 2,021.54  | .00    |



OCT. - 18' 04 (MON) 10:39

(ISON VAUGHN &amp; HEE

TEL: 017 8( 161

P. 003



## STATE FARM INSURANCE COMPANIES

State Farm Lloyd's

P.O. Box 789100  
Dallas, TX 75278-0100

WP140-P001 FH

DAVIS, KAREN E  
2101 FLEMING DR  
FORT WORTH TX 76112-7945

Check for errors before submitting to the printer.

ORIGINAL

Location: 610 LOCH N GREEN TRL  
ARLINGTON TX

Loss Settlement Provisions (See Policy)

A) Replacement Cost - Similar Construction

B) Limited Replacement Cost - Coverage B

Forms, Options, and Endorsements

Homeowners Policy

Ordinance/Law 10% (\$10,000)

Fungus (including Mold) Excl

Special Limits Endorsement

Increase Dwg up to \$32,000

Dwelling Foundation

Water Damage Endorsement

Amendatory Endorsement

Cov "a" Loss Settlement

FR-7955.7K

OPT - DL

FE-5398

FE-5258

OPT - ID

FE-5368

FE-3369.1

FE-2200

FE-5403

## RENEWAL CERTIFICATE

POLICY NUMBER 55-01-022-0

Homeowners Policy  
NOV 24 2004 to NOV 24 2005

DATE DUE

PLEASE PAY THIS AMOUNT

NOV 24 2004

\$1,389.00

## Coverage and Limits

## Section I

- A Dwelling
- B Dwelling Extension
- C Personal Property
- D Loss of Use

Up To

\$162,900

122,175

Actual Loss Sustained

## Deductibles - Section I

Other Losses

500

Wind or Hail 1.00%

1,629

## Section II

- L Personal Liability
- M Damage to Property of Others
- N Medical Payments to Others (Each Person)

\$300,000

500

1,000

## Annual Premium

\$1,389.00

## Amount Due

\$1,389.00

## Premium Reductions

Your premium has already been reduced by the following:

Home Alert Discount

125.00

Renewal Discount

189.00

Inflation Coverage Index: 155.1

The State Farm replacement cost is an estimated replacement cost based on general information about your home. It is developed from models that use cost of construction materials and labor rates for like homes in the area. The actual cost to replace your home may be significantly different. State Farm does not guarantee that this figure will represent the actual cost to replace your home. You are responsible for selecting the appropriate amount of coverage and you may obtain an appraisal or contractor estimate which State Farm will consider and accept, if reasonable. Higher coverage amounts may be selected and will result in higher premiums.

Thank you for your business. It's appreciated by all of us.

AGENT: GLORIA LEONARD

Telephone: (817) 465-9181 or (817) 467-0920

Prepared OCT 11 2004

See reverse side for important information.

Please keep this card for your records.



\* \* \* Transmission Result Report (MemoryTX) (Jul. 28. 2005 1:56PM) \* \* \*

1)  
2)

Date/Time: Jul. 28. 2005 1:52PM

| File<br>No. Mode                  | Destination | Pg (s) | Result | Page<br>Not Sent |
|-----------------------------------|-------------|--------|--------|------------------|
| 0669 Memory TX<br>User Code ***** | 95859793    | P. 1   | OK     |                  |

Reason for error

- 1) Hang up or line fail  
3) No answer

- E. 2) Busy  
E. 4) No facsimile connection

CITY OF EL PASO, TEXAS  
PURCHASING DEPARTMENT  
Construction Bidding

2 Civic Center Plaza, 7th Floor  
El Paso, Texas 79961-2196  
Tel: (915) 541-4907 Fax: (915) 541-4016

*Fax*

Date: 7/28/2005  
Name: Paul Flynn, President  
Company: Spartan Construction Services, Inc.  
Fax: 585-9793  
Number of Pages: 1 (includes cover sheet)

SUBJECT: Sunland Park Road Improvements Solicitation No. 2005-147 TXDOT CSJ: 0924-06-214

(XX) Urgent ( ) For Information ( ) Please Comment (XX) Please Reply

Comments: Proposal package for subject project

The Power of Attorney form is missing from the I-D Bid Bond Section. Please provide the original executed Bid Bond Power of Attorney to the Construction Bidding Office (formerly Contract Compliance section) by 4:00 p.m. today July 28, 2005. We appreciate your timely action.

*[Signature]*  
Jay M. Henson  
Contract Compliance Specialist  
Voice (915) 541-4907 Fax (915) 541-4016  
bhensonjm@cipeco.com



**SPARTAN CONSTRUCTION SERVICES, INC.**  
**P.O. BOX 12627**  
**EL PASO, TEXAS 79913**  
**(915) 585-0085**  
**(915) 585-9793 (FAX)**

|  |                            |
|--|----------------------------|
| <b>COMPANY SENT TO:</b><br>City of El Paso | <b>FROM</b><br>Steve Allen |
| <b>Attention</b><br>JAY Henson             | <b>Date</b><br>7/28/05     |
| <b>Fax Number</b><br>541-4016              | <b>Phone Number</b>        |

☐ Need Price ☒ Reply ASAP ☒ Please Comment ☒ Please review ☐ FYI

Total Pages, including cover: 2

RE: Southland Park Dr. Scripts

Comments: Copy of Power of Attorney  
AS requested. Original will be  
delivered tomorrow

3:15pm - Tel conv w/ Steve Allen - wrong form  
get P.O. from Security. Says security is  
out of the office.

Thank you

*JS*

## AGENT RESIDENT DESIGNATION

## SUNLAND PARK ROAD IMPROVEMENTS

CONTRACT NO. 2063-147 TXDOT CSJ: 0924-06-214

Infinity Individual Surety, as Surety on the Performance and Payment Bonds for this contract, hereby appoints the following resident agent who resides within the County of El Paso and to whom any requisite notices may be delivered and on whom service of process may be had in matters arising out of suretyship, pursuant to Article 7.19-1 of the Texas Insurance Code and Chapter 2253, Texas Government Code.

Agent Resident:

George D. Black

Business Address:

9005 S. Ada

Chicago, Illinois 60620

Telephone &amp; Fax Nos.

(773) 779-9826 Phone (773) 779-9841 Fax

Assigned By:

George D. Black, Sr.

Surety Agent

Surety Agent's Signature

July 28, 2005

Date

Acknowledged By:

George D. Black, Sr.

Agent Resident's Name (Printed or Typed)

Agent Resident's Signature

II-D-1

R 67030

